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Atty. Dkt. No. 053466-0299

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Akihiro FUNAKOSHI *et al.*
Title: A PREVENTIVE OR THERAPEUTIC AGENT FOR
PANCREATITIS COMPRISING IL-6 ANTAGONIST AS AN
ACTIVE INGREDIENT
Appl. No.: 09/762,550
International Filing Date: 8/23/1999
371(c) Date: 2/9/2001
Examiner: Lorraine Spector
Art Unit: 1647
Confirmation No.: 5276

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated January 25, 2008 finally rejecting Claims 14, 16-23, 25, and 26.

☐ Applicant claims small entity status.

☒ Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

07/24/2008 MAHME1 00000043 09762550

01 FC:1401
02 FC:1253

510.00 OP
590.00 OP

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$510.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,050.00
<input checked="" type="checkbox"/>	Extension Already Obtained for second month:	\$460.00
	FEE TOTAL:	\$1,100.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$1,100.00

A credit card payment form in the amount of \$1,100.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date July 23, 2008
 FOLEY & LARDNER LLP
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Respectfully submitted,

Michael Maebius
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